



DEPARTMENT OF THE NAVY
NAVAL FACILITIES ENGINEERING COMMAND
1322 PATTERSON AVENUE, SE, SUITE 1000
WASHINGTON NAVY YARD, DC 20374-5065

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Ser BD/ ~~070~~
JUN 20 2018

Mr. David Delleart
2819 Appalachian Highway
Pineville, WV 24874

Dear Mr. Delleart,

Subj: YOUR FREEDOM OF INFORMATION ACT (FOIA); CASE NUMBER
DON-NAVY-2018-0008498

We are writing to respond to your request. We have enclosed one 71-page document, which is being released to you in part. Portions of the document are being withheld under the following FOIA Exemptions:

- (1) Exemption 5 U.S.C. § 552(b)(5) incorporates the privileges that protect materials from discovery in litigation, including the deliberative process, attorney work-product, attorney-client, and commercial information privileges.
- (2) Exemption 6 (5 U.S.C. § 552(b)(6)) consists of personal information, (i.e., names, home addresses, phone numbers, email, etc.), and we have determined that the individuals to whom this information pertains have a substantial privacy interest in withholding it.

We are continuing to review additional records that may be responsive to your request.

In view of the withheld information, you may consider this to be an adverse determination that may be appealed. Since you have created an account in FOIAonline, you may submit an appeal directly within the web-based system. To do this, you would log in to your account, retrieve your original request, and then click on the "Create Appeal" tab in the left-hand column. The basic information from your request will be duplicated for you, and then you can type in the basis of your appeal. If you prefer to use regular mail, you may submit an appeal to:

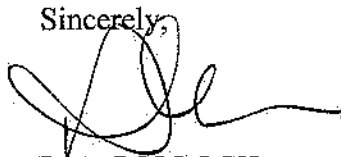
The Department of the Navy
Office of the General Counsel (ATTN: FOIA APPEALS)
1000 Navy Pentagon, Room 5A532
Washington, DC 20350-1000

Your appeal, if any, must be postmarked within 90 calendar days from the date of this letter and should include a copy of your initial request, a copy of this letter, and a statement indicating why you believe your appeal should be granted. For any further assistance and to discuss any aspect of your request, you have the right to contact the Department of the Navy FOIA Public Liaison, Mr. Christopher Julka, at christopher.a.julka@navy.mil or (703) 697-0031. Additionally, you have the right to contact the Office of Government Information Services (OGIS) to inquire about the FOIA mediation services they offer. The contact information for

OGIS is: Office of Government Information Services, National Archives and Records Administration, 8601 Adelphi Road-OGIS, College Park, MD 20740-01, ogis@nara.gov; (202) 741-5770; toll free at (877) 684-6448; or facsimile at (202) 741-5769.

Further questions regarding the action this office has taken may be directed to Abby Machalec, abby.machalec@navy.mil. Please refer to your FOIA case number DON-NAVY-2018-0008498 whenever corresponding about this request.

Sincerely,

A handwritten signature in black ink, appearing to be 'P. A. Pollock', with a long horizontal stroke extending to the right.

P. A. POLLOCK
Chief Management Officer

Copy to:
NAVFAC (OOC)